IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

Writ Petition No. 1096 (SS) of 2007

Sundar Singh,
S/o Sri Gopal Singh,
R/o Village – Bajkhet,
P.O. – Bawari Kichar,
Tehsil – Chakot,
District – Almora. **…….Petitioner.**

Versus

1. State of Uttarakhand through Secretary, School Education, Government of Uttarakhand, Dehradun.
2. The Director of Education, (Basic), Uttarakhand
3. Basic education Officer, District – Almora.
4. Principal, District Education and Training Centre, Almora.

…… Respondents

Hon'ble M.M. Ghildiyal, J

Heard Sri Amish Tiwari, learned counsel for the petitioner and Sri N.P. Shah, learned standing counsel for State of Uttarakhand on behalf of respondents.

By means of this writ petition, petitioner has prayed to issue a writ of mandamus commanding the respondent to select the petitioner for Special BTC Training Course for session 2007 – 08 on the basis of merit in pursuance to the advertisement dated 09.07.2006 issued by respondents.

Facts of the cases as narrated in the writ petition are that petitioner has applied for Special BTC Training Course in pursuance to the advertisement dated 09.07.2006. Petitioner is postgraduate from Kumaon University and has completed course of "Vyayam Visharad" from Maharani

Laxmi Bai Vyayam Mandir, Vyayam College, Jhansi in year 1995 – 96.

Learned counsel for the petitioner has submitted that course of "Vyayam Visharad" from Laxmi Vyayam Mandir, Jhansi is equivalent to C.P.Ed. and as such, petitioner is entitled for selection in Special BTC Training Course.

Learned Standing Counsel for the respondents has submitted that in the advertisement it is specifically mentioned that candidates, who have obtained C.P.Ed. prior to 1996 – 97 are eligible to be considered for Special BTC Training Course. The petitioner could not show any document in support of his argument that Vyayam Visharad is equivalent to C.P.Ed.

In these circumstances, I deem it fit and proper to direct the petitioner to make representation, raising all his grievances, before respondent no. 2 within a period of two weeks from today and respondent no. 2 is directed to take decision on the representation of the petitioner within a period of two weeks from the date of production of certified copy of this order along with representation.

With this direction, writ petition as well as interim relief application is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J)

August 17, 2007
SKS